

1 KEVIN V. RYAN (CSBN 118321)
United States Attorney

2 EUMI CHOI (WVBN 0722)
3 Chief, Criminal Division

4 MICHELLE MORGAN-KELLY (DEBN 3651)
Assistant United States Attorney

5 450 Golden Gate Avenue
6 San Francisco, California 94102
Telephone: (415) 436-6960
7 Fax: (415) 436-7234

8 Attorneys for Plaintiff

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION
12

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 KENNETTA HANN,

17 Defendant.
18

No. CR 05-00757 PJH

14 PARTIES' STIPULATION AND
15 [~~PROPOSED~~] ORDER CONTINUING
16 STATUS CONFERENCE AND
17 EXCLUDING TIME FROM JANUARY 4,
18 2006 THROUGH JANUARY 11, 2006
UNDER THE SPEEDY TRIAL ACT

Honorable Phyllis J. Hamilton

19 The parties stipulate and agree, and the Court finds and holds, as follows:
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21 1. The parties appeared on the instant matter on December 7, 2005 before the Honorable
22 Phyllis J. Hamilton, and the matter was continued until January 4, 2006.

23 2. By written stipulation, the parties subsequently agreed to, and the Court granted, an
24 additional continuance until January 11, 2006, due to the fact that Assistant Federal Public
25 Defender Josh Cohen would be unavailable on January 4, 2006. At the January 11, 2006
26 appearance, the parties requested that the period from January 4, 2006 until January 11, 2006 be
27 excluded for continuity of counsel.

28 3. In light of the foregoing facts, the failure to grant the requested exclusion would
unreasonably deny the defendant continuity of counsel. See 18 U.S.C. § 3161(h)(8)(A), (B)(iv).

1 The ends of justice would be served by the Court excluding the proposed time period. These
2 ends outweigh the best interest of the public and the defendant in a speedy trial. See id. §
3 3161(h)(8)(A).

4 4. For the reasons stated, the time period from January 4, 2006 until January 11, 2006 shall
5 be excluded from the calculation of time under the Speedy Trial Act.

6 SO STIPULATED.

7 DATED: 1/13/06

KEVIN V. RYAN
United States Attorney

8
9 /s/
10 MICHELLE MORGAN-KELLY
11 Assistant United States Attorney

12 DATED: 1/18/06

13 /s/
14 JOSH COHEN
Assistant Federal Public Defender

15 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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17 DATED: 1/19/06

18 HON. PHYLLIS J. HAMILTON
United States District Court Judge



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in the case of **UNITED STATES V. KENNETTA HANN**, **CR 05-00757 PJH** to be served on the parties in this action, by placing a true copy thereof in a sealed envelope, addressed as follows which is the last known address:

 X (By Personal Service), I caused such envelope to be delivered by hand to the person or offices of each addressee(s) above.

 (By Facsimile), I caused each such document to be sent by Facsimile to the person or offices of each addressee(s) above.

 (By Mail), I caused each such envelope, with postage thereon fully prepaid, to be placed in the United States mail at San Francisco, California.

 (By Fed Ex), I caused each such envelope to be delivered by FED EX to the address listed above.

Dated: January 17, 2006

STIPULATION AND PROPOSED ORDER
No. CR 05-00757 PJH